

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

MICHAEL SEABURY,

Petitioner,

v.

**SUPERINTENDENT CYNTHIA LINK,
et al.,**

Respondents.

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CIVIL ACTION

NO. 16-6326

ORDER

AND NOW, this __10th__ day of October, 2017, upon consideration of Petitioner Michael Seabury's Petition under 28 U.S.C. § 2254 for Writ of Habeas Corpus by a Person in State Custody ("Habeas Petition") (Doc. 1), Respondents' Answer to the Petition for the Writ of Habeas Corpus (Doc. 11), Petitioner's Reply to Respondents['] Answer to the Petition for Writ of Habeas Corpus (Doc. 12), and the Report and Recommendation of United States Magistrate Judge Carol Sandra Moore Wells (Doc. 13), **IT IS HEREBY ORDERED AND DECREED** as follows:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. The Habeas Petition is **DENIED WITH PREJUDICE**; and
3. There is no probable cause to issue a certificate of appealability.

IT IS FURTHER ORDERED that the Clerk of Court shall mark this case as **CLOSED** for statistical purposes.

BY THE COURT:

/s/ Petrese B. Tucker

Hon. Petrese B. Tucker, U.S.D.J.